IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1292 OF 2007

Ajanta Pharma Ltd. ..Petitioners.

V/s.

The Assistant Commissioner of Income-tax & Ors. ..Respondents.

Me.J.D.Mistry with R.Muralidhar and Atul K.Jasani for petitioners.

Mr.Ashok Kotangale with Parag Vyas and Arun D. Nagarjun for respondents.

CORAM : F.I.REBELLO AND J.P.DEVADHAR, JJ.

DATED : 18TH JULY, 2007.

P.C.:-

1. Rule. Heard forthwith.

2. The issue involved in this petition is similar to the issue involved in Writ Petition No.1290 of 2007. In the instant case, the assessment period is 2002-2003. For the reasons recorded in disposal of the Writ Petition No.1290 of 2007, the impugned order dated 7/6/2007 is set aside and the matter remanded back to the respondent No.1 for reconsideration in terms of what we have set out while disposing of the Writ Petition No.1290 of 2007.

3. Rule made absolute accordingly.

(F.I.REBELL0, J.)

(J.P.DEVADHAR, J.)